

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

APPHARVEST PRODUCTS, LLC, *et al.*¹

Debtors.

Chapter 11

Case No. 23-90745 (DRJ)

(Jointly Administered)

NOTICE OF CLOSING OF RICHMOND/MOREHEAD SALE TRANSACTION

On August 1, 2023, the Debtors executed an asset purchase agreement (as amended, modified, or supplemented from time to time, the “Stalking Horse APA”)² for the sale of the Richmond/Morehead Assets. The Debtors filed the executed Stalking Horse APA as Exhibit 1 to the *Notice of Executed Stalking Horse APA and Filing of Key Transaction Documents* [Docket No. 127].

On September 12, 2023, the United States Bankruptcy Court for the Southern District of Texas (the “Court”) entered an order [Docket No. 432] (the “Sale Order”) authorizing and approving entry into the Stalking Horse APA and the Richmond/Morehead Sale Transaction contemplated thereunder.

On September 29, 2023, the Closing occurred in accordance with the Richmond/Morehead APA and the Sale Order.

If you would like to obtain a copy of the Richmond/Morehead APA, or related documents, free of charge, you may: (a) access the Debtors’ restructuring website at <https://cases.stretto.com/appharvest/>; (b) write to AppHarvest Ballot Processing, c/o Stretto, 410 Exchange, Suite 100, Irvine, CA 92602; (c) call (833) 216-0292 (toll-free) or 949620-1088 (internationally); or (d) email AppHarvestInquiries@stretto.com. You may also obtain copies of any pleadings filed in these chapter 11 cases for a fee via PACER at <https://ecf.txsb.uscourts.gov/>.

¹ The Debtors in this chapter 11 case, together with the last four digits of the Debtors’ federal tax identification number, are: AppHarvest Operations, Inc. (5929), AppHarvest, Inc. (2965), AppHarvest Farms, LLC (7067), AppHarvest Morehead Farm, LLC (1527), AppHarvest Richmond Farm, LLC (0632), AppHarvest Berea Farm, LLC (3140), AppHarvest Pulaski Farm, LLC (2052), AppHarvest Development, LLC (None), Rowan County Development, LLC (0700), AppHarvest Technology, Inc. (4868), AppHarvest Products, LLC (5929), and AppHarvest Foundation, LLC (None). The Debtor’s service address is 500 Appalachian Way, Morehead, KY 40351.

² Capitalized terms used but not defined herein have the meanings ascribed to them in the Stalking Horse APA, the *Order (I)(A) Approving Bidding Procedures; (B) Approving the Selection of Stalking Horse Purchaser; (C) Approving the Debtors’ Entry Into the Stalking Horse APA and Approving Bid Protections; (D) Scheduling Auctions and Sale Hearing; (E) Approving Form and Manner of Sale Notice; (F) Approving Form and Manner of Potential Assumption and Assignment Notice; (G) Approving the Form and Manner of Post-Auction Notice; (H) Approving Assumption and Assignment Procedures; and (II) Granting Related Relief* [Docket No 298]; or the Sale Order.

Dated: September 30, 2023
Houston, Texas

/s/ Matthew D. Cavanaugh

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